	Case 3:07-cv-05585-JSW Docume	nt 21 Fi	iled 12/20/20	007	Page 1 of 3	
1 2 3 4 5 6 7 8	MANATT, PHELPS & PHILLIPS, LLP RONALD S. KATZ (California Bar No. E-mail: rkatz@manatt.com RYAN S. HILBERT (California Bar No E-mail: rhilbert@manatt.com 1001 Page Mill Road, Building 2 Palo Alto, CA 94304-1006 Telephone: (650) 812-1300 Facsimile: (650) 213-0260 Attorneys for Defendant and Counter-Cl	210549) nimant	STRICT COU	JRT		
9	NORTHERN DISTRICT OF CALIFORNIA					
10	SAN FRANCISCO DIVISION					
11		l CIV	VII. ACTION	NO. (C07-5585 JSW	
12	VISA U.S.A. INC.				OF RYAN S. HILBERT IN	
13 14	Plaintiff	SU: ST.	PPORT OF N AY ARBITR	MARITZ'S MOTION TO RATION PENDING ΓΙΟΝ OF ARBITRABILITY		
15	vs.					
16 17 18	MARITZ INC. d/b/a MARITZ LOYAL' MARKETING,	TY	DATE: TIME: PLACE: JUDGE:	9:00 Cour	ay, February 8, 2007 a.m. troom 2, 17th Floor Jeffrey S. White	
19	Defendant.					
20	AND RELATED COUNTERCLAIMS					
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28 .ps &		4	D	ECLAR	ATION OF RYAN S. HILBERT	

MANATT, PHELPS & PHILLIPS, LLP ATTORNEYS AT LAW PALO ALTO

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DECLARATION OF RYAN S. HILBERT ISO MARITZ'S MOTION TO STAY CASE NO. C07-5585 JSW 1

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- I, Ryan S. Hilbert, declare as follows:
- 1. I am an associate with Manatt, Phelps & Phillips, LLP, attorneys of record for Defendant Maritz Inc. d/b/a Maritz Loyalty Marketing ("Maritz"), in the above-captioned matter. The facts below are true and correct and within my own personal knowledge. If called on to testify to them, I could and would competently do so.
- 2. Attached hereto as Exhibit A is a true and correct copy the letter dated April 20, 2007, to Kelvin Taylor at Maritz from Elizabeth Buse at Visa USA Inc. ("Visa").
- 3. Attached hereto as Exhibit B is a true and correct copy the letter dated May 7, 2007, to Elizabeth Buse at Visa from Kelvin Taylor from Maritz.
- 4. Attached hereto as Exhibit C is a true and correct copy of the letters dated June 5, 2007 and July 2, 2007, to Kelvin Taylor at Maritz from Elizabeth Buse at Visa.
- 5. Attached hereto as Exhibit D is a true and correct copy of the letter dated July 9, 2007, to Steven Gallant, in-house counsel at Maritz, from Roderick Thompson, outside counsel to Visa.
- 6. Attached hereto as Exhibit E is a true and correct copy of the letter dated July 19 2007, to Steven Gallant at Maritz from Roderick Thompson, outside counsel to Visa, with the Alternative Dispute Resolution Protocol.
- 7. Attached hereto as Exhibit F is a true and correct copy of the letter dated November 2, 2007, to Charles Weiss, outside counsel to Maritz, from Roderick Thompson, outside counsel to Visa, with the Demand for Arbitration.
- 8. Attached hereto as Exhibit G is a true and correct copy of the letter dated November 16, 2007, to Norma Cantu of the American Arbitration Association ("AAA") from Charles Weiss, outside counsel to Maritz.
- 9. Attached hereto as Exhibit H is a true and correct copy of the letter dated November 20, 2007, to Norma Cantu at the AAA from Roderick Thompson, outside counsel to Visa.

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1	10. Attached hereto as Exhibit I is a true and correct copy of the letters dated					
2	November 26, 2007, December 7, 2007 (two on this date), and December 10, 2007, to Norma					
3	Cantu at the AAA from Charles Weiss, outside counsel to Maritz.					
4	11. Attached hereto as Exhibit J is a true and correct copy of the letters dated					
5	December 4, 2007 and December 10, 2007 (two on this date), to Norma Cantu from Roderick					
6	Thompson, outside counsel to Visa.					
7	12. Attached hereto as Exhibit K is a true and correct copy of the letter dated					
8	December 13, 2007, to Roderick Thompson, outside counsel to Visa, and Charles Weiss, outside					
9	counsel to Maritz, from Norma Cantu.					
10	I declare under penalty of perjury under the laws of the United States of America and the					
11	State of California that the foregoing is true and correct and that this declaration was executed on					
12	December 20, 2007.					
13	/ / D					
14	/s/ Ryan S. Hilbert Ryan S. Hilbert					
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ATTORNEYS AT LAW
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